

EXHIBIT B

STAYED,ECF,PRO-SE

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:20-cv-09840-GHW**

Rodriguez v. City of New York et al
Assigned to: Judge Gregory H. Woods
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 11/20/2020
Jury Demand: Both
Nature of Suit: 555 Prisoner: Prison
Condition
Jurisdiction: Federal Question

Plaintiff

Peter Rodriguez

represented by **Peter Rodriguez**
#22B2287
Five Points C.F.
Call Box 400
State Rt. 96
Romulus, NY 14541
PRO SE

V.

Defendant

City of New York

represented by **Katherine Jane Weall**
New York City Law Department
100 Church Street, 4th Floor
New York, NY 10007
212-356-1000
Fax: 212-356-3509
Email: kweall@law.nyc.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Captain Gibson

represented by **Katherine Jane Weall**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

E.S.U. Officer John Doe
TERMINATED: 12/21/2020

Defendant

E.S.U. Capt. Moise
#1451

represented by **Katherine Jane Weall**
(See above for address)

LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

C.O. Ferrero
#1805

represented by **Katherine Jane Weall**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

E.S.U. Officer John Doe
TERMINATED: 12/21/2020

Defendant

ESU Officer Galuezvskiy
#8957

represented by **Katherine Jane Weall**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

E.S.U. Officer Temir Williams

represented by **Katherine Jane Weall**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/20/2020	<u>1</u>	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Peter Rodriguez..(rdz) (Entered: 11/24/2020)
11/20/2020	<u>2</u>	COMPLAINT against City of New York, E.S.U. Officer John Doe, Ferrero, Gibson, Moise. Document filed by Peter Rodriguez..(rdz) (Entered: 11/24/2020)
11/20/2020		Case Designated ECF. (rdz) (Entered: 11/24/2020)
11/20/2020	<u>3</u>	PRISONER AUTHORIZATION. Document filed by Peter Rodriguez..(rdz) (Entered: 11/24/2020)
11/24/2020	<u>4</u>	ORDER GRANTING IFP APPLICATION IN PRISONER CASE: The Clerk of Court is directed to send a copy of this order and the prisoner authorization to the agency having custody of Plaintiff. That agency is directed to forward copies of Plaintiff's prison trust fund account for the past six months and to disburse the payments required under 28 U.S.C. § 1915 to the United States District Court for the Southern District of New York and to include the above docket number on the disbursement before sending it to the Court. If Plaintiff is transferred to another facility, the current facility shall provide a copy of this order to the facility to which Plaintiff is transferred. The Clerk of Court is also directed to send a copy of this order to Plaintiff and note service on the docket. Finally, it is Plaintiff's obligation to promptly submit a written notification to the Court if Plaintiff's address changes, and the Court may dismiss the action if Plaintiff fails to do so. (Signed by Judge Colleen McMahon on 11/24/2020) (vn) Transmission to Docket Assistant Clerk for processing. (Entered: 11/30/2020)

11/30/2020		Mailed a copy of <u>4</u> Order Granting IFP Application in Prisoner Case, to Warden/Superintendent of Manhattan Detention Center at 125 White Street, New York, NY 10013. (dsh) (Entered: 11/30/2020)
11/30/2020		NOTICE OF CASE REASSIGNMENT to Judge Gregory H. Woods. Judge Unassigned is no longer assigned to the case..(bcu) (Entered: 11/30/2020)
11/30/2020		Magistrate Judge Barbara C. Moses is so designated. Pursuant to 28 U.S.C. Section 636(c) and Fed. R. Civ. P. 73(b)(1) parties are notified that they may consent to proceed before a United States Magistrate Judge. Parties who wish to consent may access the necessary form at the following link: https://nysd.uscourts.gov/sites/default/files/2018-06/AO-3.pdf . (bcu) (Entered: 11/30/2020)
12/01/2020	<u>6</u>	ORDER OF SERVICE: The Clerk of Court is directed to electronically notify the New York City Department of Correction and the New York City Law Department of this order. The Court requests that Defendants City of New York, Correction Officer Ferrero, Captain Gibson, and ESU Captain Moise waive service of summons. The Clerk of Court is further directed to mail a copy of this order and the complaint to the New York City Law Department at: 100 Church Street, New York, NY 10007. The Clerk of Court is also directed to mail a copy of this order to Plaintiff, together with an information package. An "Amended Complaint" form is attached to this order. Local Rule 33.2 applies to this case. Waiver of Service due by 12/31/2020. (Signed by Judge Gregory H. Woods on 12/1/2020) (mro) Transmission to Pro Se Assistants for processing. (Entered: 12/01/2020)
12/01/2020		Mailed a copy of <u>2</u> Complaint, <u>6</u> Order of Service to New York City Law Department at 100 Church Street, New York, NY 10007. (ta) (Entered: 12/01/2020)
12/01/2020	<u>7</u>	INFORMATION PACKAGE MAILED to Peter Rodriguez 3491603090 Manhattan Detention Center 125 White Street New York, NY 10013 on 12/01/2020 Re: <u>6</u> Order of Service via MAIL. The following document(s) were enclosed in the Service Package: a copy of the order of service or order to answer and other orders entered to date, the individual practices of the district judge and magistrate judge assigned to your case, Instructions for Litigants Who Do Not Have Attorneys, Notice Regarding Privacy and Public Access to Electronic Case Files, a Motions guide, a notice that the Pro Se Manual has been discontinued, a Notice of Change of Address form to use if your contact information changes, a handout explaining matters handled by magistrate judges and consent form to complete if all parties agree to proceed for all purposes before the magistrate judge. (ta) (Entered: 12/01/2020)
12/17/2020	<u>8</u>	LETTER MOTION for Extension of Time to File Answer addressed to Judge Gregory H. Woods from Katherine J. Weall dated December 17, 2020. Document filed by City of New York..(Weall, Katherine) (Entered: 12/17/2020)
12/18/2020	<u>9</u>	WAIVER OF SERVICE RETURNED EXECUTED. Ferrero waiver sent on 12/18/2020, answer due 2/16/2021; E.S.U. Officer John Doe waiver sent on 12/18/2020, answer due 2/16/2021; Gibson waiver sent on 12/18/2020, answer due 2/16/2021; Moise waiver sent on 12/18/2020, answer due 2/16/2021. Document filed by Ferrero; E.S.U. Officer John Doe; Gibson; Moise..(Richardson, Lisa) (Entered: 12/18/2020)

12/18/2020	<u>10</u>	ORDER granting <u>8</u> Letter Motion for Extension of Time to Answer re <u>2</u> Complaint. Application granted. The deadline for the City to respond to the complaint is extended to March 29, 2021. The Clerk of Court is directed to serve this order on Plaintiff. (City of New York answer due 3/29/2021.) (Signed by Judge Gregory H. Woods on 12/18/2020) (rro) Transmission to Docket Assistant Clerk for processing. (Entered: 12/18/2020)
12/21/2020	<u>11</u>	LETTER addressed to Judge Gregory H. Woods from Katherine J. Weall dated December 21, 2020 re: Response to Valentin Order of December 1, 2020. Document filed by City of New York..(Weall, Katherine) (Entered: 12/21/2020)
12/21/2020	<u>12</u>	AFFIDAVIT OF SERVICE of Response to Valentin Order served on Peter Rodriguez on December 21, 2020. Service was made by Mail. Document filed by City of New York..(Weall, Katherine) (Entered: 12/21/2020)
12/21/2020	<u>13</u>	ORDER: Plaintiff is reminded he must file his amended complaint no later than thirty days after receiving the New York City Law Department's letter. The amended complaint will replace, not supplement, the original complaint. The amended complaint form that Plaintiff should complete is attached to this order. Once Plaintiff has filed an amended complaint, the Court will screen the amended complaint and, if necessary, issue an order asking Defendants to waive service. The Clerk of Court is directed to mail a copy of this order to Plaintiff. (Signed by Judge Gregory H. Woods on 12/21/2020) (mro) Transmission to Docket Assistant Clerk for processing. (Entered: 12/22/2020)
12/21/2020	<u>14</u>	AMENDED COMPLAINT, re: amending <u>2</u> Complaint against City of New York, Ferrero, ESU Officer Galvezvskiy, Gibson, Moise, ESU Officer Williams with JURY DEMAND.Document filed by Peter Rodriguez. Related document: <u>2</u> Complaint.(sc) (Entered: 12/22/2020)
12/22/2020		Mailed a copy of <u>10</u> Order on Motion for Extension of Time to Answer to Peter Rodriguez, 3491603090 at Manhattan Detention Center, 125 White Street, New York, NY 10013. (kh) (Entered: 12/22/2020)
12/23/2020	<u>15</u>	ORDER: Accordingly, if Plaintiff wishes to amend his complaint with the information provided in the New York City Law Department's December 21, 2020 letter, he is directed to do so no later than January 29, 2021. If Plaintiff does not submit a second amended complaint by that date, the Court will consider Plaintiff's first amended complaint, Dkt. No. 14, to be the operative complaint in this action. Furthermore, if Plaintiff chooses not to amend his complaint by January 29, 2021, the Court requests that Defendants City of New York, Emergency Services Unit ("ESU") Captain Moise, Captain Gibson, ESU Officer Williams, ESU Officer Galvezvskiy, and Correction Officer Ferrero, waive service, and directs Defendants to answer or otherwise respond to Plaintiff's first amended complaint no later than February 19, 2021. SO ORDERED., City of New York answer due 2/19/2021; Ferrero answer due 2/19/2021; ESU Officer Galvezvskiy answer due 2/19/2021; Gibson answer due 2/19/2021; Moise answer due 2/19/2021; ESU Officer Williams answer due 2/19/2021.(Amended Pleadings due by 1/29/2021.) (Signed by Judge Gregory H. Woods on 12/23/2020) (ama) (Entered: 12/27/2020)
12/28/2020		Mailed a copy of <u>13</u> Order to Peter Rodriguez, 3491603090 at Manhattan Detention Center, 125 White Street, New York, NY 10013. (kh) (Entered: 12/28/2020)

12/29/2020	<u>16</u>	LETTER MOTION for Extension of Time <i>to respond to complaint</i> addressed to Judge Gregory H. Woods from Katherine J. Weall dated December 29, 2020. Document filed by City of New York..(Weall, Katherine) (Entered: 12/29/2020)
12/29/2020	<u>17</u>	ORDER granting <u>16</u> Letter Motion for Extension of Time. Application granted. The deadline for Defendants to answer or otherwise respond to Plaintiff's amended complaint is extended to March 29, 2021. The Clerk of Court is directed to serve this order and the order at Dkt. No. 15 on Plaintiff and to note proof of service on the docket. (Signed by Judge Gregory H. Woods on 12/29/2020) (mro) Transmission to Docket Assistant Clerk for processing. (Entered: 12/30/2020)
12/29/2020		Set/Reset Deadlines: City of New York answer due 3/29/2021; Ferrero answer due 3/29/2021; ESU Officer Galuezvskiy answer due 3/29/2021; Gibson answer due 3/29/2021; Moise answer due 3/29/2021; ESU Officer Williams answer due 3/29/2021. (mro) (Entered: 12/30/2020)
12/30/2020		Mailed a copy of <u>15</u> Order, Set Deadlines/Hearings, <u>17</u> Order on Motion for Extension of Time to Peter Rodriguez, 3491603090 at Manhattan Detention Center, 125 White Street, New York, NY 10013. (kh) (Entered: 12/30/2020)
01/05/2021	<u>18</u>	WAIVER OF SERVICE RETURNED EXECUTED. ESU Officer Galuezvskiy waiver sent on 1/5/2021, answer due 3/29/2021. Document filed by ESU Officer Galuezvskiy..(Richardson, Lisa) (Entered: 01/05/2021)
01/05/2021	<u>19</u>	PRO SE MEMORANDUM, dated 12/23/20 re: CHANGE OF ADDRESS for Peter Rodriguez. New Address: G.R.V.C., 09-09 Hazen Street, East Elmhurst, New York, 11370. (sc) (Entered: 01/05/2021)
01/05/2021	<u>20</u>	LETTER addressed to Judge Gregory H. Woods from P. Rodriguez, dated 12/23/20 re: "LETTER OF INFORMATION FOR CHAMBERS" - When I filed this Complaint, on several occasions I was harrassed and threatened by one of the defendants, ESU Officer Galuvezvsky #8957 etc. I hope and pray that the Court can intervene in this matter. My mental health breakdown and attempted suicide can and will provided to the Court in support of this claim. Document filed by Peter Derek Rodriguez.(sc) (Entered: 01/06/2021)
01/06/2021	<u>21</u>	ORDER: It is hereby ORDERED that all parties appear via telephone a teleconference on January 19, 2021 at 1:00 p.m. regarding Plaintiff's December 23, 2020 letter. Dkt. No. 20. IT IS FURTHER ORDERED that the Warden or other official in charge of the George R. Vierno Center produce Peter Derek Rodriguez, DIN 3491603090, on January 19, 2021, no later than 1:00 p.m., to a suitable location within the George R. Vierno Center that is equipped with a telephone, for the purpose of participating by telephone in a conference with the Court and defense counsel. The parties are directed to use the Court's designated conference line at (888) 557-8511, and enter Access Code 747-0200, followed by the pound (#) key. If this time and date presents an inconvenience, the Warden or the Wardens designee should promptly inform Chambers by calling the Courtroom Deputy at (212) 805-0296. Defense counsel must: (1) send this order to the Warden immediately; (2) contact the correctional facility identified above to determine the telephone number at which the plaintiff will be reachable at the time and date of the conference; and (3) telephone the Court with the plaintiff on the line at the time and date of the conference. The Clerk of Court is directed to mail a copy of this order to Plaintiff. (Telephone Conference set for

		1/19/2021 at 01:00 PM before Judge Gregory H. Woods.) (Signed by Judge Gregory H. Woods on 1/6/2021) (mro) (Entered: 01/07/2021)
01/06/2021		Transmission to Docket Assistant Clerk. Transmitted re: <u>21</u> Order, Set Hearings, to the Docket Assistant Clerk for case processing..(mro) (Entered: 01/07/2021)
01/07/2021		Mailed a copy of <u>21</u> Order, Set Hearings, to Peter Derek Rodriguez, 3491603090, G.R.V.C., 09-09 Hazen Street, E. Elmhurst, NY 11370. (dsh) (Entered: 01/07/2021)
01/07/2021	<u>22</u>	LETTER MOTION to Adjourn Conference addressed to Judge Gregory H. Woods from Katherine J. Weall dated January 7, 2021. Document filed by City of New York.. (Weall, Katherine) (Entered: 01/07/2021)
01/07/2021	<u>23</u>	ORDER granting <u>22</u> Letter Motion to Adjourn Conference. Counsel for Defendants' request to adjourn the conference scheduled for January 19, 2021, Dkt. No. 22, is granted. The teleconference regarding Plaintiff's December 23, 2020 letter will now take place on January 21, 2021 at 11:00 a.m. See Dkt. No. 21. IT IS ORDERED that the Warden or other official in charge of the George R. Vierno Center produce Peter Derek Rodriguez, DIN 3491603090, on January 21, 2021, no later than 11:00 a.m., to a suitable location within the George R. Vierno Center that is equipped with a telephone, for the purpose of participating by telephone in a conference with the Court and defense counsel. If this time and date presents an inconvenience, the Warden or the Warden's designee should promptly inform Chambers by calling the Courtroom Deputy at (212) 805-0296. Defense counsel must: (1) send this order to the Warden immediately; (2) contact the correctional facility identified above to determine the telephone number at which the plaintiff will be reachable at the time and date of the conference; and (3) telephone the Court with the plaintiff on the line at the time and date of the conference. The parties are directed to use the Court's designated conference line at (888) 557-8511, and enter Access Code 747-0200, followed by the pound (#) key. The Clerk of Court is directed to mail a copy of this order to Plaintiff and to terminate the motion pending at Dkt. No. 22. (Telephone Conference set for 1/21/2021 at 11:00 AM before Judge Gregory H. Woods.) (Signed by Judge Gregory H. Woods on 1/7/2021) (rro) Transmission to Docket Assistant Clerk for processing. (Entered: 01/07/2021)
01/08/2021		Mailed a copy of <u>23</u> Order on Motion to Adjourn Conference to Peter Derek Rodriguez, 3491603090 at G.R.V.C., 09-09 Hazen Street, E. Elmhurst, NY 11370. (kh) (Entered: 01/08/2021)
01/21/2021	<u>24</u>	ORDER: As stated on the record during the January 21, 2021 conference regarding that letter, it is hereby ORDERED that defendant City of New York collect and retain any records for the incidents described in Mr. Rodriguez's letter, including any videotape showing the areas around Mr. Rodriguez's cell during the times and dates identified in his letter, and, to the extent available, any videotape of the areas around the shower for one hour before and after 7:00 p.m. on December 15, 2020. Defendant City of New York is further directed to collect and preserve the logbooks for each of those dates. If the records are spoliated for any reason, the Court will take appropriate action. Furthermore, the Court notes that defendant City of New York is on notice of Mr. Rodriguez's allegations of harassment and threats by one of its officers, and fully aware of the serious nature of the potential consequences related to those allegations, if true. Defendant City of New York is further directed to request and mail a transcript of the January 21, 2021 conference to Mr. Rodriguez within 30 days of this order. As stated on the record during the January 21, 2021 conference, Mr. Rodriguez's request

		for an extension of time to amend his complaint is granted. The deadline for Mr. Rodriguez to amend his complaint is extended to February 5, 2021. The deadline for Defendants to answer or otherwise respond to Mr. Rodriguez's anticipated amended complaint is extended to April 5, 2021. The Clerk of Court is directed to mail a copy of this order to Plaintiff. SO ORDERED. (Amended Pleadings due by 2/5/2021., Motions due by 4/5/2021.) (Signed by Judge Gregory H. Woods on 1/21/2021) (jca) Transmission to Docket Assistant Clerk for processing. (Entered: 01/21/2021)
01/21/2021		Mailed a copy of <u>24</u> Order,Set Deadlines, to Peter Derek Rodriguez, # 3491603090 at G.R.V.C., 09-09 Hazen Street, E. Elmhurst, NY 11370. (dsh) (Entered: 01/21/2021)
01/21/2021		Minute Entry for proceedings held before Judge Gregory H. Woods: Telephone Conference held on 1/21/2021. (Court Reporter present) (wv) (Entered: 01/22/2021)
01/29/2021		Mailed a copy of Docket Sheet, <u>23</u> Order on Motion to Adjourn Conference, <u>24</u> Order, Set Deadlines, <u>21</u> Order, Set Hearings, to Peter Derek Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at Manhattan Detention Complex 125 White Street New York, NY 10013. (ok) (Entered: 01/29/2021)
02/04/2021	<u>25</u>	LETTER from P. Rodriguez dated 1/25/21 re: I am requesting that the Court order the counsel for the defendants mentioned to produce the following discovery pursuant to Rule 34 of the Federal Rules of Civil Procedure as follows: Identify all department and facility employees who were present, witnessed or investigated the incident, or who were assigned to work in the area where the incident occurred etc. Document filed by Peter Derek Rodriguez.(sc) (Entered: 02/04/2021)
02/04/2021	<u>26</u>	PRO SE MEMORANDUM, dated 1/23/21 re: CHANGE OF ADDRESS for Peter Derek Rodriguez. New Address: ID#3491603090, MDC, 125 White Street, New York, New York, 10013. (sc) (Entered: 02/04/2021)
02/05/2021	<u>27</u>	ORDER: The Court will hold a teleconference regarding Plaintiff's January 25, 2021 letter on February 11, 2021 at 9:00 a.m. See Dkt. No. 25. IT IS ORDERED that the Warden or other official in charge of the Manhattan Detention Complex produce Peter Derek Rodriguez, NYSID No. 09839298P and B&C No. 3491603090, on February 11, 2021, no later than 9:00 a.m., to a suitable location within the Manhattan Detention Complex that is equipped with a telephone, for the purpose of participating by telephone in a conference with the Court and defense counsel. If this time and date presents an inconvenience, the Warden or the Warden's designee should promptly inform Chambers by calling the Courtroom Deputy at (212) 805-0296. Defense counsel must: (1) send this order to the Warden immediately; (2) contact the correctional facility identified above to determine the telephone number at which the plaintiff will be reachable at the time and date of the conference; and (3) telephone the Court with the plaintiff on the line at the time and date of the conference. The parties are directed to use the Court's designated conference line at (888) 557-8511, and enter Access Code 747-0200, followed by the pound (#) key. The Clerk of Court is directed to mail a copy of this order to Plaintiff. (Telephone Conference set for 2/11/2021 at 09:00 AM before Judge Gregory H. Woods.) (Signed by Judge Gregory H. Woods on 2/5/2021) (mro) Transmission to Docket Assistant Clerk for processing. (Entered: 02/05/2021)
02/05/2021		Mailed a copy of <u>27</u> Order, Set Hearings to Peter Derek Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at Manhattan Detention Complex, 125 White Street, New York, NY 10013. (kh) (Entered: 02/05/2021)

02/09/2021	<u>28</u>	LETTER addressed to Judge Gregory H. Woods from P. Rodriguez, dated 1/29/21 re: Plaintiff is writing this letter to inform the Court of particular days on which I have sent mail to the Court which has not yet been received by the Pro Se Intake as well as having submitted two documents in support of the Complaint. On 1/15/2, I sent to the Court two different letters involving the complaint mentioned. As of 1/29/21, I have reached out to Pro Se Intake who told me they have not received any letters from the plaintiff etc. I request that the Court investigate this matter of mail interference and delay tactics used by the City of New York etc. Document filed by Peter Derek Rodriguez.(sc) (Entered: 02/09/2021)
02/09/2021	<u>29</u>	LETTER MOTION to Adjourn Conference addressed to Judge Gregory H. Woods from Katherine J. Weall dated February 9, 2021. Document filed by City of New York..(Weall, Katherine) (Entered: 02/09/2021)
02/09/2021	<u>30</u>	SECOND AMENDED COMPLAINT, re: amending <u>14</u> Amended Complaint against City of New York, Ferrero, ESU Officer Galuevskiy, Capt. Gibson, Moise, Temir Williams with JURY DEMAND. Document filed by Peter Derek Rodriguez. Related document: <u>14</u> Amended Complaint.(sc) (Entered: 02/10/2021)
02/09/2021	<u>32</u>	ORDER granting <u>29</u> Letter Motion to Adjourn Conference. Counsel for Defendants' request to adjourn the conference scheduled for February 11, 2021, Dkt. No. 29, is granted. The Court will hold a teleconference regarding Plaintiff's January 25, 2021 and January 29, 2021 letters on February 16, 2021 at 9:00 a.m. See Dkt. No. 25, 28. IT IS ORDERED that the Warden or other official in charge of the Manhattan Detention Complex produce Peter Derek Rodriguez, NYSID No. 09839298P and B&C No. 3491603090, on February 16, 2021, no later than 9:00 a.m., to a suitable location within the Manhattan Detention Complex that is equipped with a telephone, for the purpose of participating by telephone in a conference with the Court and defense counsel. If this time and date presents an inconvenience, the Warden or the Warden's designee should promptly inform Chambers by calling the Courtroom Deputy at (212) 805-0296. Defense counsel must: (1) send this order to the Warden immediately; (2) contact the correctional facility identified above to determine the telephone number at which the plaintiff will be reachable at the time and date of the conference; and (3) telephone the Court with the plaintiff on the line at the time and date of the conference. The parties are directed to use the Court's designated conference line at (888) 557-8511, and enter Access Code 747-0200, followed by the pound (#) key. The Clerk of Court is directed to terminate the motion pending at Dkt. No. 29. The Clerk of Court is further directed to mail a copy of this order to Plaintiff. Telephone Conference set for 2/16/2021 at 09:00 AM before Judge Gregory H. Woods. (Signed by Judge Gregory H. Woods on 2/9/2021) (mro) Transmission to Docket Assistant Clerk for processing. (Entered: 02/10/2021)
02/10/2021	<u>31</u>	LETTER addressed to Judge Gregory H. Woods from Katherine J. Weall dated February 10, 2021 re: In reply to plaintiff's letter of January 29, 2021, docket no. 28. Document filed by City of New York..(Weall, Katherine) (Entered: 02/10/2021)
02/10/2021		Mailed a copy of <u>32</u> Order on Motion to Adjourn Conference to Peter Derek Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at Manhattan Detention Complex, 125 White Street, New York, NY 10013. (kh) (Entered: 02/10/2021)
02/10/2021	<u>33</u>	ORDER OF SERVICE: Plaintiff, currently incarcerated in the Manhattan Detention Complex, brings this pro se action under 42 U.S.C. § 1983, alleging that on August 31, 2020, there was a fire in his cell, and that in response, the officers sprayed him with a

		fire extinguisher and with mace. Dkt. No. 2 at 4. By order dated November 24, 2020, Chief Judge McMahon granted Plaintiff's request to proceed without prepayment of fees, that is, in forma pauperis.1 Dkt. No. 4. Plaintiff amended his complaint on December 21, 2020. Dkt. No. 14. Because that amended complaint was prepared before the City responded to the Court's Valentin order, the Court permitted Plaintiff to further amend his complaint and extended the deadline to February 5, 2021. Dkt. No. 24. The Court received Plaintiff's second amended complaint, dated January 29, 2021, on February 9, 2021. Dkt. No. 30. The Clerk of Court is directed to notify the New York City Department of Correction and the New York City Law Department of this order. The Court requests that Defendants City of New York, Captain Moise, Officer Galvezvskiy, Officer Williams, Officer Ferraro, and Captain Gibson waive service of summons. The Clerk of Court is further directed to mail a copy of this order and the complaint to the New York City Law Department at: 100 Church Street, New York, NY 10007. Waiver of Service due by 3/12/2021. (Signed by Judge Gregory H. Woods on 2/10/2021) (mro) Transmission to Pro Se Assistants for processing. (Entered: 02/11/2021)
02/11/2021		Mailed a copy of <u>30</u> Amended Complaint, <u>33</u> Order of Service, to New York City Law Department at: 100 Church Street, New York, NY 10007. (aan) (Entered: 02/11/2021)
02/16/2021	<u>34</u>	TRANSCRIPT of Proceedings re: CONFERENCE held on 1/21/2021 before Judge Gregory H. Woods. Court Reporter/Transcriber: Khristine Sellin, (212) 805-0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 3/9/2021. Redacted Transcript Deadline set for 3/19/2021. Release of Transcript Restriction set for 5/17/2021..(McGuirk, Kelly) (Entered: 02/16/2021)
02/16/2021	<u>35</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a CONFERENCE proceeding held on 1/21/21 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 02/16/2021)
02/16/2021		Minute Entry for proceedings held before Judge Gregory H. Woods: Telephone Conference held on 2/16/2021. (Court Reporter Andrew Walker) (wv) (Entered: 02/17/2021)
02/17/2021	<u>36</u>	NOTICE OF INITIAL PRETRIAL CONFERENCE: It is hereby ORDERED that all parties appear via telephone for an initial pretrial conference with the Court on April 23, 2021 at 4:00 p.m. Any party who has retained counsel prior to the conference need not personally participate and should instead have their attorney participate on their behalf. The attorney who will serve as principal trial counsel must participate in all pretrial conferences. By the date of the initial pretrial conference, counsel for any represented party is required to register as a filing user in accordance with the Procedures for Electronic Case Filing. IT IS ORDERED that the Warden or other official in charge of the Manhattan Detention Complex produce Peter Rodriguez, NYSID No. 09839298P and B&C No. 3491603090, on April 23, 2021, no later than 4:00 p.m., to a suitable location within the Manhattan Detention Complex that is equipped with a telephone, for the purpose of participating by telephone in a conference with the Court and defense counsel. If this time and date presents an

		inconvenience, the Warden or the Warden's designee should promptly inform Chambers by calling the Courtroom Deputy at (212) 805-0296. Defense counsel must: (1) send this order to the Warden immediately; (2) contact the correctional facility identified above to determine the telephone number at which the plaintiff will be reachable at the time and date of the conference; and (3) telephone the Court with the plaintiff on the line at the time and date of the conference. The parties are directed to use the Court's designated conference line at (888) 557-8511, and enter Access Code 747-0200, followed by the pound (#) key. The Clerk of Court is directed to mail a copy of this order to Plaintiff by certified mail. And as set forth herein. SO ORDERED. Initial Conference set for 4/23/2021 at 04:00 PM before Judge Gregory H. Woods. (Signed by Judge Gregory H. Woods on 2/17/2021) (ama) Transmission to Docket Assistant Clerk for processing. (Entered: 02/18/2021)
02/17/2021	<u>37</u>	ORDER: During the February 16, 2021 teleconference, Plaintiff informed the Court that his name as listed on the docket is incorrect. Mr. Rodriguez's middle name is Luis, not Derek. The Clerk of Court is directed to update the docket accordingly. The Clerk of Court is further directed to mail a copy of this order to Plaintiff. SO ORDERED. (Signed by Judge Gregory H. Woods on 2/17/2021) (ama) Transmission to Docket Assistant Clerk for processing. (Entered: 02/18/2021)
02/19/2021		Mailed a copy of <u>37</u> Order to Peter Derek Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at Manhattan Detention Complex, 125 White Street, New York, NY 10013. (kh) (Entered: 02/19/2021)
02/19/2021		Mailed a copy of <u>36</u> Order for Initial Pretrial Conference to Peter Derek Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at Manhattan Detention Complex, 125 White Street, New York, NY 10013 by Certified Mail # 7019 1120 0000 8895 1765 with Return Receipt Requested. (kh) (Entered: 02/19/2021)
02/19/2021	<u>38</u>	WAIVER OF SERVICE RETURNED EXECUTED. Temir Williams waiver sent on 2/19/2021, answer due 4/20/2021. Document filed by Temir Williams..(Richardson, Lisa) (Entered: 02/19/2021)
02/22/2021	<u>39</u>	LETTER from P. Rodriguez, dated 2/18/21 re: I am writing this letter to request particular documents from the Pro Se Intake Unit. I request an updated docket sheet; information on how to purchase the "Pro Se Manual," and Notice of Change of Address forms. Document filed by Peter Rodriguez.(sc) (Entered: 02/23/2021)
02/22/2021		Request for Copies of updated Docket Sheet, and Notice of Change of Address forms Received: Re <u>39</u> Letter. Request for Docket Report, Notice of Change of Address forms from P. Rodriguez received on 2/22/21. Transmission to Pro Se Assistants for processing. (sc) (Entered: 02/23/2021)
02/23/2021		Request for Copies/Transcripts/Docket Sheet Processed: Mailed copy of Docket Sheet, and Notice of Change of Address forms to Peter Rodriguez NYSID: 09839298P B&C No. 3491603090 Manhattan Detention Complex 125 White Street New York, NY 10013 on 2/23/2021. (aan) (Entered: 02/23/2021)
03/09/2021	<u>40</u>	WAIVER OF SERVICE RETURNED EXECUTED. ESU Officer Galuezvskiy waiver sent on 3/9/2021, answer due 5/10/2021; Temir Williams waiver sent on 3/9/2021, answer due 5/10/2021; Gibson waiver sent on 3/9/2021, answer due 5/10/2021; Moise waiver sent on 3/9/2021, answer due 5/10/2021. Document filed by ESU Officer

		Galuzevskiy; Temir Williams; Gibson; Moise..(Richardson, Lisa) (Entered: 03/09/2021)
03/09/2021	<u>41</u>	WAIVER OF SERVICE RETURNED UNEXECUTED as to Ferraro. Document filed by Ferrero..(Richardson, Lisa) (Entered: 03/09/2021)
03/15/2021	<u>42</u>	TRANSCRIPT of Proceedings re: CONFERENCE held on 2/16/2021 before Judge Gregory H. Woods. Court Reporter/Transcriber: Andrew Walker, (212) 805-0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 4/5/2021. Redacted Transcript Deadline set for 4/15/2021. Release of Transcript Restriction set for 6/14/2021..(McGuirk, Kelly) (Entered: 03/15/2021)
03/15/2021	<u>43</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a CONFERENCE proceeding held on 2/16/21 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 03/15/2021)
03/18/2021	<u>44</u>	WAIVER OF SERVICE RETURNED EXECUTED. Ferrero waiver sent on 3/18/2021, answer due 5/17/2021. Document filed by Ferrero..(Richardson, Lisa) (Entered: 03/18/2021)
03/23/2021	<u>45</u>	LETTER MOTION to Stay <i>as to defendant Galuzevskiy because of military service</i> addressed to Judge Gregory H. Woods from Katherine J. Weall dated March 23, 2021. Document filed by City of New York, Ferrero, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 03/23/2021)
03/23/2021	<u>46</u>	ORDER granting <u>45</u> Letter Motion to Stay. Application granted. This action is stayed as to Correction Officer Aleksandr Galuzevskiy until C.O. Galuzevskiy's tour of duty ends. Counsel for Defendants is directed to provide the Court with an update regarding C.O. Galuzevskiy's status by no later than October 15, 2021. Counsel for Defendants is directed to mail a copy of this order to all defendants unrepresented by counsel. The Clerk of Court is directed to mail a copy of this order to Plaintiff by certified mail. (Signed by Judge Gregory H. Woods on 3/23/2021) (mro) Transmission to Docket Assistant Clerk for processing. (Entered: 03/24/2021)
03/24/2021		Mailed a copy of <u>46</u> Order on Motion to Stay, to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at Manhattan Detention Complex, 125 White Street, New York, NY 10013 by Certified Mail # 7019 1120 0000 8895 2632 with Return Receipt Requested. (dsh) (Entered: 03/24/2021)
03/25/2021	<u>47</u>	ORDER: On March 25, 2021, Mr. Rodriguez contacted the Court and reported that one of the defendants in this action has been threatening him. The Court will hold a teleconference to discuss these allegations on March 26, 2021 at 9:00 a.m. IT IS ORDERED that the Warden or other official in charge of the Manhattan Detention Complex produce Peter Rodriguez, NYSID No. 09839298P and B&C No. 3491603090, on March 26, 2021, no later than 9:00 a.m., to a suitable location within the Manhattan Detention Complex that is equipped with a telephone, for the purpose of participating by telephone in a conference with the Court and defense counsel. If this time and date presents an inconvenience, the Warden or the Warden's designee

		should promptly inform Chambers by calling the Courtroom Deputy at (212) 805-0296. Defense counsel must: (1) send this order to the Warden immediately; (2) contact the correctional facility identified above to determine the telephone number at which the plaintiff will be reachable at the time and date of the conference; and (3) telephone the Court with the plaintiff on the line at the time and date of the conference. The parties are directed to use the Court's designated conference line at (888) 557-8511, and enter Access Code 747-0200, followed by the pound (#) key. The Clerk of Court is further directed to mail a copy of this order to Plaintiff. (Telephone Conference set for 3/26/2021 at 09:00 AM before Judge Gregory H. Woods.) (Signed by Judge Gregory H. Woods on 3/25/2021) (mro) Transmission to Docket Assistant Clerk for processing. (Entered: 03/25/2021)
03/25/2021	<u>48</u>	LETTER MOTION to Adjourn Conference addressed to Judge Gregory H. Woods from Katherine J. Weall dated March 25, 2021. Document filed by City of New York, Ferrero, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 03/25/2021)
03/25/2021		Mailed a copy of <u>47</u> Order, Set Hearings, to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at Manhattan Detention Complex, 125 White Street, New York, NY 10013. (dsh) (Entered: 03/25/2021)
03/25/2021	<u>49</u>	ORDER granting <u>48</u> Letter Motion to Adjourn Conference. Counsel for Defendants' request to adjourn the teleconference scheduled for March 26, 2021 is granted. Dkt. No. 48. On March 30, 2021 at 9:00 a.m., the Court will hold a teleconference to discuss Plaintiff's allegations that one of the defendants in this action has been threatening him. See Dkt. No. 47. IT IS ORDERED that the Warden or other official in charge of the Manhattan Detention Complex produce Peter Rodriguez, NYSID No. 09839298P and B&C No. 3491603090, on March 30, 2021, no later than 9:00 a.m., to a suitable location within the Manhattan Detention Complex that is equipped with a telephone, for the purpose of participating by telephone in a conference with the Court and defense counsel. If this time and date presents an inconvenience, the Warden or the Warden's designee should promptly inform Chambers by calling the Courtroom Deputy at (212) 805-0296. Defense counsel must: (1) send this order to the Warden immediately; (2) contact the correctional facility identified above to determine the telephone number at which the plaintiff will be reachable at the time and date of the conference; and (3) telephone the Court with the plaintiff on the line at the time and date of the conference. The parties are directed to use the Court's designated conference line at (888) 557-8511, and enter Access Code 747-0200, followed by the pound (#) key. The Clerk of Court is directed to terminate the motion pending at Dkt No. 48. The Clerk of Court is further directed to mail a copy of this order to Plaintiff. Telephone Conference set for 3/30/2021 at 09:00 AM before Judge Gregory H. Woods. (Signed by Judge Gregory H. Woods on 3/25/2021) (mro) Transmission to Docket Assistant Clerk for processing. (Entered: 03/25/2021)
03/25/2021	<u>50</u>	TRANSCRIPT OF VOICEMAIL from Peter Rodriguez.(mro) (Entered: 03/26/2021)
03/26/2021		Mailed a copy of <u>49</u> Order on Motion to Adjourn Conference, to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at Manhattan Detention Complex, 125 White Street, New York, NY 10013. (dsh) (Entered: 03/26/2021)
03/30/2021	<u>51</u>	ORDER: For the reasons stated on the record during the March 30, 2021 conference, Mr. Rodriguez's request for a temporary restraining order is denied without prejudice. The Clerk of Court is directed to mail a copy of this order to Plaintiff. So Ordered

		(Signed by Judge Gregory H. Woods on 3/30/2021) (js) Transmission to Docket Assistant Clerk for processing. (Entered: 03/31/2021)
03/30/2021		Minute Entry for proceedings held before Judge Gregory H. Woods: Telephone Conference held on 3/30/2021. (Court Reporter present) (wv) (Entered: 04/07/2021)
03/31/2021		Mailed a copy of <u>51</u> Order to Peter Derek Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at Manhattan Detention Complex, 125 White Street, New York, NY 10013. (kh) (Entered: 03/31/2021)
03/31/2021	<u>52</u>	AFFIDAVIT OF SERVICE of Conference transcripts served on Peter Rodriguez on March 27, 2021. Service was made by Mail. Document filed by City of New York, Ferrero, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 03/31/2021)
04/05/2021	<u>53</u>	ANSWER to <u>30</u> Amended Complaint, with JURY DEMAND. Document filed by City of New York, Ferrero, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 04/05/2021)
04/06/2021	<u>54</u>	AFFIDAVIT OF SERVICE of Answer served on Peter Rodriguez on April 5, 2021. Service was made by Mail. Document filed by City of New York, Ferrero, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 04/06/2021)
04/15/2021	<u>55</u>	PRO SE MEMORANDUM, dated 4/12/21 re: CHANGE OF ADDRESS for Peter Rodriguez. New Address: 15-00 Hazen Street, E. Elmhurst, New York, 11370. (sc) (Entered: 04/16/2021)
04/19/2021	<u>56</u>	LETTER MOTION to Adjourn Conference addressed to Judge Gregory H. Woods from Katherine J. Weall dated April 19, 2021. Document filed by City of New York, Ferrero, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 04/19/2021)
04/19/2021	<u>57</u>	ORDER denying <u>56</u> Letter Motion to Adjourn Conference. Accordingly, Defendants' counsel's request to adjourn the April 23, 2021 conference based on the schedule of an employee at the Manhattan Detention Complex, Dkt. No. 56, is denied. Dkt. No. 56. IT IS ORDERED that the Warden or other official in charge of the facility located at 15-00 Hazen Street, East Elmhurst, NY 11370 produce Peter Rodriguez, NYSID No. 09839298P and B&C No. 3491603090, on April 23, 2021, no later than 4:00 p.m., to a suitable location within the 15-00 Hazen Street facility that is equipped with a telephone, for the purpose of participating by telephone in a conference with the Court and defense counsel. If this time and date presents an inconvenience, the Warden or the Warden's designee should promptly inform Chambers by calling the Courtroom Deputy at (212) 805-0296. Defense counsel must: (1) send this order to the Warden immediately; (2) contact the correctional facility identified above to determine the telephone number at which the plaintiff will be reachable at the time and date of the conference; and (3) telephone the Court with the plaintiff on the line at the time and date of the conference. The parties are directed to use the Court's designated conference line at (888) 557-8511, and enter Access Code 747-0200, followed by the pound (#) key. The parties should abide by this Court's Individual Rules of Practice in Civil Pro Se Cases, which are available at https://nysd.uscourts.gov/hon-gregory-h-woods and attached to this Order. This Court reminds pro se parties that the Pro Se Office is a valuable resource in assisting litigants who proceed in federal court without the assistance of counsel. The Pro Se Office is located at Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, Room 200, New York, NY 10007 and may be reached at (212) 805-0175. The Court also reminds pro se parties that they are obligated to promptly notify the Pro Se Office of any change in their service address;

		if a pro se party fails to inform the Court of any such change, the Court will not be able to contact the litigant, and may find the party to be in default or dismiss the party's claims. The Clerk of Court is directed to mail a copy of this order to Plaintiff by certified mail. The Clerk of Court is further directed to terminate the motion pending at Dkt. No. 56.. (Signed by Judge Gregory H. Woods on 4/19/2021) (nb) Transmission to Docket Assistant Clerk for processing. (Entered: 04/19/2021)
04/20/2021		Mailed a copy of <u>57</u> Order on Motion to Adjourn Conference to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at 15-00 Hazen Street, E. Elmhurst, NY 11370 by Certified Mail # 7019 1120 0000 8895 1925 with Return Receipt Requested. (kh) (Entered: 04/20/2021)
04/22/2021	<u>58</u>	PROPOSED CASE MANAGEMENT PLAN. Document filed by City of New York, Ferrero, Gibson, Moise, Temir Williams. (Attachments: # <u>1</u> Text of Proposed Order Proposed case management plan).(Weall, Katherine) (Entered: 04/22/2021)
04/23/2021		Minute Entry for proceedings held before Judge Gregory H. Woods: Telephone Conference held on 4/23/2021. (Court Reporter present) (wv) (Entered: 04/23/2021)
04/26/2021	<u>59</u>	ORDER: As discussed during the April 23, 2021 conference, the initial pretrial conference scheduled to take place that day is rescheduled to a date after the stay in this matter is lifted. Therefore, it is hereby ORDERED that all parties appear via telephone for an initial pretrial conference with the Court on June 23, 2021 at 3:00 p.m. Any party who has retained counsel prior to the conference need not personally participate and should instead have their attorney participate on their behalf. The attorney who will serve as principal trial counsel must participate in all pretrial conferences. IT IS ORDERED that the Warden or other official in charge of the facility located at 15-00 Hazen Street, East Elmhurst, NY 11370 produce Peter Rodriguez, NYSID No. 09839298P and B&C No. 3491603090, on June 23, 2021, no later than 3:00 p.m., to a suitable location within the 15-00 Hazen Street facility that is equipped with a telephone, for the purpose of participating by telephone in a conference with the Court and defense counsel. If this time and date presents an inconvenience, the Warden or the Warden's designee should promptly inform Chambers by calling the Courtroom Deputy at (212) 805-0296. The Clerk of Court is directed to mail a copy of this order to Plaintiff by certified mail. Initial Conference set for 6/23/2021 at 03:00 PM before Judge Gregory H. Woods. (Signed by Judge Gregory H. Woods on 4/26/2021) (rro) Transmission to Docket Assistant Clerk for processing. (Entered: 04/27/2021)
04/26/2021	<u>60</u>	ORDER: For the reasons stated on the record during the April 23, 2021 conference, this action is stayed until May 24, 2021. The Court will reschedule the initial pretrial conference by separate order. The Clerk of Court is directed to enter a stay in this action until May 24, 2021. The Clerk of Court is further directed to mail a copy of this order to Plaintiff. SO ORDERED. (Signed by Judge Gregory H. Woods on 4/26/2021) (rro) Transmission to Docket Assistant Clerk for processing. (Entered: 04/27/2021)
04/27/2021	<u>61</u>	TRANSCRIPT of Proceedings re: CONFERENCE held on 3/30/2021 before Judge Gregory H. Woods. Court Reporter/Transcriber: George Malinowski, (212) 805-0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 5/18/2021. Redacted Transcript Deadline set for 5/28/2021. Release of Transcript Restriction set for 7/26/2021..(McGuirk, Kelly) (Entered: 04/27/2021)

04/27/2021	<u>62</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a CONFERENCE proceeding held on 3/30/21 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 04/27/2021)
04/28/2021		Mailed a copy of <u>59</u> Order for Initial Pretrial Conference to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at 15-00 Hazen Street, E. Elmhurst, NY 11370 by Certified Mail # 7019 1120 0000 8895 1932 with Return Receipt Requested. (kh) (Entered: 04/28/2021)
04/28/2021		Mailed a copy of <u>60</u> Order Staying Case to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at 15-00 Hazen Street, E. Elmhurst, NY 11370. (kh) (Entered: 04/28/2021)
05/26/2021	<u>63</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a Initial Pretrial Conference proceeding held on 04/23/2021 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days....(Ginsberg, Darby) (Entered: 05/26/2021)
05/26/2021	<u>64</u>	TRANSCRIPT of Proceedings re: Initial Pretrial Conference held on 4/23/2021 before Judge Gregory H. Woods. Court Reporter/Transcriber: Darby Ginsberg, (914) 390-4102. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 6/16/2021. Redacted Transcript Deadline set for 6/28/2021. Release of Transcript Restriction set for 8/24/2021..(Ginsberg, Darby) (Entered: 05/26/2021)
06/15/2021	<u>65</u>	PROPOSED CASE MANAGEMENT PLAN. Document filed by City of New York, Ferrero, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 06/15/2021)
06/23/2021	<u>66</u>	CIVIL CASE MANAGEMENT PLAN AND SCHEDULING ORDER: All parties do not consent to conducting all further proceedings before a United States Magistrate Judge, including motions and trial. Fact Discovery due by 12/2/2021. Deposition due by 11/2/2021. Expert Discovery due by 1/17/2022. Motions due by 2/16/2022. The parties expect that this case is to be tried to a jury. Counsel for the parties have conferred and their present best estimate of the length of trial is 4 days. Status Conference set for 2/1/2022 at 04:00 PM before Judge Gregory H. Woods. (Signed by Judge Gregory H. Woods on 6/23/2021) (va) Modified on 6/28/2021 (va). (Entered: 06/23/2021)
06/23/2021	<u>67</u>	ORDER re: <u>66</u> Scheduling Order. For the reasons stated on the record during the June 23, 2021 conference, Mr. Rodriguez's request for the appointment of pro bono counsel is denied without prejudice. The Clerk of Court is directed to mail a copy of this order and the order at Dkt. No. 66 to Plaintiff. SO ORDERED. (Signed by Judge Gregory H. Woods on 6/23/2021) (rj) Transmission to Docket Assistant Clerk for processing. (Entered: 06/24/2021)

06/23/2021		Minute Entry for proceedings held before Judge Gregory H. Woods: Telephone Conference held on 6/23/2021. (Court Reporter present) (wv) (Entered: 06/24/2021)
06/24/2021		Mailed a copy of <u>67</u> Order, <u>66</u> Scheduling Order, to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090, NIC(North Infirmar Command), 15-00 Hazen Street, E. Elmhurst, NY 11370. (dsh) (Entered: 06/24/2021)
07/22/2021	<u>68</u>	AFFIDAVIT OF SERVICE of Document requests, interrogatories and initial disclosures served on Peter Rodriguez on July 1 and 15, 2021. Service was made by Mail. Document filed by City of New York, Ferrero, Gibson, Moise, Temir Williams.. (Weall, Katherine) (Entered: 07/22/2021)
08/11/2021	<u>69</u>	LETTER addressed to Judge Gregory H. Woods from P. Rodriguez, dated 8/1/21 re: I am writing this letter to the Court to request an extension to respond to the defendants' First Set of Interrogatories & Request for the Production of Documents. In order for the plaintiff to be able to properly provide the Court as well as the defendants with documents and to be able to properly litigate this matter at all, the plaintiff needs access to the Law Library and other services which are completely inaccessible. The plaintiff prays that the Court provide either an extension or a stay in this case until the unfortunate circumstances can be resolved etc. Document filed by Peter Rodriguez. (sc) (Entered: 08/12/2021)
08/15/2021	<u>70</u>	ORDER: The Court has received Plaintiff's August 12, 2021 letter regarding discovery in this matter. Dkt. No. 69. By letter due no later than August 20, 2021, Defendants are directed to provide the Court with their position on Plaintiff's request for a stay of this case or, alternatively, an extension of the current discovery deadlines. The Clerk of Court is directed to mail a copy of this order to Plaintiff. SO ORDERED (Signed by Judge Gregory H. Woods on 8/15/2021) (rro) Transmission to Docket Assistant Clerk for processing. (Entered: 08/16/2021)
08/16/2021		Mailed a copy of <u>70</u> Order, to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090, NIC(North Infirmar Command), 15-00 Hazen Street, E. Elmhurst, NY 11370. (dsh) (Entered: 08/16/2021)
08/17/2021		Received returned mail re: <u>57</u> Order on Motion to Adjourn Conference. Mail was addressed to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090, 15-00 Hazen Street, E. Elmhurst, NY 11370 and was returned for the following reason(s): Return To Sender Unable To Forward. (vn) (Entered: 08/17/2021)
08/19/2021	<u>71</u>	LETTER addressed to Judge Gregory H. Woods from Katherine J. Weall dated August 19, 2021 re: in response to the Court's Order of August 16, 2021. Document filed by City of New York, Ferrero, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 08/19/2021)
08/19/2021	<u>72</u>	ORDER: Plaintiff's August 12, 2021 request for a stay of discovery or extension of discovery deadlines, Dkt. No. 69, in granted in part and denied in part. As Defendant City of New York points out in its August 19, 2021 letter, there remains limited access to law library materials at Rikers Island. Dkt. No. 71. Thus, Plaintiff's request for a stay of discovery on the basis that these materials are inaccessible is denied. Nonetheless, because access to these materials is currently limited, the Court grants Plaintiff's request for an extension of discovery deadlines. Plaintiff's response to Defendant City of New York's documents requests and interrogatories, which were served on July 15, 2021, Dkt. No. 68, is extended to October 1, 2021. The Clerk of

		Court is directed to mail a copy of this order to Plaintiff. (Signed by Judge Gregory H. Woods on 8/19/2021) (cf) Transmission to Docket Assistant Clerk for processing. (Entered: 08/19/2021)
08/19/2021		Mailed a copy of <u>72</u> Order to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at 15-00 Hazen Street, E. Elmhurst, NY 11370. (kh) (Entered: 08/19/2021)
10/14/2021	<u>73</u>	LETTER MOTION to Stay <i>continue stay as to defendant Galuzevskiy</i> addressed to Judge Gregory H. Woods from Katherine J. Weall dated October 14, 2021. Document filed by City of New York, Ferrero, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 10/14/2021)
10/21/2021	<u>74</u>	LETTER MOTION for Extension of Time to Complete Discovery addressed to Judge Gregory H. Woods from Katherine J. Weall dated October 21, 2021. Document filed by City of New York, Ferrero, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 10/21/2021)
10/21/2021	<u>75</u>	AFFIDAVIT OF SERVICE of Letters served on Peter Rodriguez on October 21, 2021. Service was made by Mail. Document filed by City of New York, Ferrero, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 10/21/2021)
10/21/2021	<u>76</u>	ORDER granting <u>74</u> Letter Motion for Extension of Time to Complete Discovery. Defendant City of New Yorks October 21, 2021 request for an extension of time for Plaintiff to respond to Defendants document requests and interrogatories, Dkt. No. 74, is granted. The deadline for Plaintiff to respond to Defendants document requests and interrogatories is extended to December 20, 2021. In addition, the deadline for the close of fact discovery is extended to February 18, 2022, and the deadline for dispositive motions is extended to March 18, 2022. The status conference scheduled for February 1, 2022 described in the case management plan entered by the Court on June 23, 2021 (the Case Management Plan), Dkt. No. 66, is rescheduled to March 31, 2022 at 4:00 p.m. The joint status letter described in the Case Management Plan is due no later than March 25, 2022. Except as expressly modified by this order, the Case Management Plan entered by the Court on June 23, 2021 remains in full force and effect. Plaintiff is reminded that he was ordered to respond to Defendants discovery requests and interrogatories no later than October 1, 2021, and this extension does not excuse his failure to comply with that obligation. Plaintiff is further reminded that failure to comply with his discovery obligations could result in sanctions, including his being prohibited from using any responsive documents that are not produced at trial. The Clerk of Court is directed to mail a copy of this order to Plaintiff. SO ORDERED. Motions due by 3/18/2022.. (Signed by Judge Gregory H. Woods on 10/21/2021) (tg) (Entered: 10/22/2021)
10/21/2021		Transmission to Docket Assistant Clerk. Transmitted re: <u>76</u> Order on Motion for Extension of Time to Complete Discovery,,,,,, to the Docket Assistant Clerk for case processing..(tg) (Entered: 10/22/2021)
10/21/2021		Set/Reset Deadlines: (Fact Discovery due by 2/18/2022.), Set/Reset Hearings:(Status Conference set for 3/31/2022 at 04:00 PM before Judge Gregory H. Woods.) (tg) (Entered: 10/22/2021)
10/21/2021	<u>77</u>	ORDER: Defendant City of New York's October 14, 2021 request for an extension of the stay of this case as to C.O. Aleksandr Galuzevskiy because of military service, Dkt. No. 73; see also, Dkt. No. 46, is granted. This case is stayed with respect to C.O.

		Galuzevskiy through January 31, 2022. Defendant City of New York is instructed to submit a letter describing the status of C.O. Galuzevskiy's military leave no later than January 7, 2022. The Clerk of Court is directed to mail a copy of this order to Plaintiff. SO ORDERED. (Signed by Judge Gregory H. Woods on 10/21/2021) (rro) Transmission to Docket Assistant Clerk for processing. (Entered: 10/22/2021)
10/22/2021		Mailed a copy of <u>76</u> Order on Motion for Extension of Time to Complete Discovery to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at 15-00 Hazen Street, E. Elmhurst, NY 11370. (kh) (Entered: 10/22/2021)
10/22/2021		Mailed a copy of <u>77</u> Order to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at 15-00 Hazen Street, E. Elmhurst, NY 11370. (kh) (Entered: 10/22/2021)
12/28/2021	<u>78</u>	LETTER from P. Rodriguez, dated 12/1/21 re: I am writing this letter in reference to the order given by the Court for the plaintiffs to respond to the defendants' requests and Interrogatories by 12/20/21. Unfortunately, I did not receive this order until 12/1/21 etc. Plaintiff is ready, willing and able to litigate this matter, but is being delayed by the defendant City's negligence in running the Department of Correction. (sc) (Main Document 78 replaced on 12/29/2021) (sc). (Entered: 12/28/2021)
12/28/2021	<u>79</u>	PRO SE MEMORANDUM, dated 11/21/21 re: CHANGE OF ADDRESS for Peter Rodriguez. New Address: ID#349-16-03090, 18-18 Hazen Street, E. Elmhurst, NY, 11370. (sc) (Entered: 12/28/2021)
12/29/2021	<u>80</u>	ORDER: Plaintiff's request for an extension of time to respond to Defendants' document requests and interrogatories, Dkt. No. 78, is granted. The deadline for Plaintiff to respond to Defendants' document requests and interrogatories is extended to January 27, 2021. In addition, the deadline for the close of fact discovery is extended to March 25, 2022, and the deadline for expert discovery is extended to May 2, 2022. The deadline for party proponent disclosures is extended to March 25, 2022, and the deadline for party opponent disclosures is extended to April 8, 2022. The deadline for dispositive motions is extended to May 31, 2022. The status conference scheduled for February 1, 2022 described in the case management plan entered by the Court on June 23, 2021 (the Case Management Plan), Dkt. No. 66, is rescheduled to May 16, 2022 at 4:00 p.m. The joint status letter described in the Case Management Plan is due no later than May 9, 2022. Except as expressly modified by this order, the Case Management Plan entered by the Court on June 23, 2021 remains in full force and effect. Plaintiff is reminded that he was ordered to respond to Defendants' discovery requests and interrogatories no later than October 1, 2021, which was later extended to December 20, 2021, and this extension does not excuse his failure to comply with that obligation. Plaintiff is further reminded that failure to comply with his discovery obligations could result in sanctions, including his being prohibited from using at trial any responsive documents that are not produced. The Clerk of Court is directed to mail a copy of this order to Plaintiff. SO ORDERED. (Expert Discovery due by 5/2/2022., Fact Discovery due by 3/25/2022., Motions due by 5/31/2022., Status Conference set for 5/16/2022 at 04:00 PM before Judge Gregory H. Woods.) (Signed by Judge Gregory H. Woods on 12/29/2021) (rro) Transmission to Docket Assistant Clerk for processing. (Entered: 12/29/2021)
12/29/2021		Mailed a copy of <u>80</u> Order, Set Deadlines/Hearings to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at 18-18 Hazen Street, E. Elmhurst, NY 11370. (kh) (Entered: 12/29/2021)

01/07/2022	<u>81</u>	LETTER MOTION to Stay (<i>continued stay</i>) addressed to Judge Gregory H. Woods from Katherine J. Weall dated January 7, 2022. Document filed by City of New York, Ferrero, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 01/07/2022)
01/07/2022	<u>82</u>	AFFIDAVIT OF SERVICE of Letter served on Peter Rodriguez on January 7, 2022. Service was made by Mail. Document filed by City of New York, Ferrero, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 01/07/2022)
01/08/2022	<u>83</u>	ORDER granting <u>81</u> Letter Motion to Stay re: <u>81</u> LETTER MOTION to Stay (<i>continued stay</i>) addressed to Judge Gregory H. Woods from Katherine J. Weall dated January 7, 2022. Defendant City of New Yorks January 7, 2022 request for an extension of the stay of this case as to C.O. Aleksandr Galuzevskiy because of military service, Dkt. No. 81, is granted. This case is stayed with respect to C.O. Galuzevskiy through February 22, 2022. Defendant City of New York is instructed to submit a letter describing the status of C.O. Galuzevskiy's military leave no later than February 23, 2022. The Clerk of Court is directed to mail a copy of this order to Plaintiff. So Ordered.. (Signed by Judge Gregory H. Woods on 1/8/2022) (js) Transmission to Docket Assistant Clerk for processing. (Entered: 01/10/2022)
01/10/2022		Mailed a copy of <u>83</u> Order on Motion to Stay, to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at 18-18 Hazen Street, E. Elmhurst, NY 11370. (dsh) (Entered: 01/10/2022)
02/04/2022	<u>84</u>	PRO SE MEMORANDUM, dated 1/8/22 re: CHANGE OF ADDRESS for Peter Rodriguez. New Address: ID#349-16-03090, 15-00 Hazen Street, E. Elmhurst, NY, 11370. (sc) (Entered: 02/04/2022)
02/18/2022	<u>85</u>	LETTER MOTION to Compel Peter Rodriguez to Provide discovery addressed to Judge Gregory H. Woods from Katherine J. Weall dated February 18, 2022. Document filed by City of New York, Ferrero, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 02/18/2022)
02/18/2022	<u>86</u>	ORDER, The Court will hold a teleconference to discuss these allegations on February 28, 2022 at 3:00 p.m. IT IS ORDERED that the Warden or other official in charge of the Manhattan Detention Complex produce Peter Rodriguez, NYSID No. 09839298P and B&C No. 3491603090, on February 16, 2021, no later than 3:00 p.m., to a suitable location within the North Infirmary Command that is equipped with a telephone, for the purpose of participating by telephone in a conference with the Court and defense counsel. If this time and date presents an inconvenience, the Warden or the Warden's designee should promptly inform Chambers by calling the Courtroom Deputy at (212) 805-0296. Defense counsel must: (1) send this order to the Warden immediately; (2) contact the correctional facility identified above to determine the telephone number at which the plaintiff will be reachable at the time and date of the conference; and (3) telephone the Court with the plaintiff on the line at the time and date of the conference. The parties are directed to use the Court's designated conference line at (888) 557-8511, and enter Access Code 747-0200, followed by the pound (#) key. The Clerk of Court is further directed to mail a copy of this order to Plaintiff. SO ORDERED. (Telephone Conference set for 2/28/2022 at 03:00 PM before Judge Gregory H. Woods.) (Signed by Judge Gregory H. Woods on 2/18/22) (yv) Transmission to Docket Assistant Clerk for processing. (Entered: 02/22/2022)
02/22/2022		Mailed a copy of <u>86</u> Order, Set Hearings to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at 15-00 Hazen Street, E. Elmhurst, NY 11370. (kh) (Entered: 02/22/2022)

		02/22/2022)
02/23/2022	<u>87</u>	LETTER MOTION to Stay (<i>continued stay</i>) addressed to Judge Gregory H. Woods from Katherine J. Weall dated February 23, 2022. Document filed by City of New York, Ferrero, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 02/23/2022)
02/23/2022	<u>88</u>	ORDER granting <u>87</u> Letter Motion to Stay re: <u>87</u> LETTER MOTION to Stay (<i>continued stay</i>) addressed to Judge Gregory H. Woods from Katherine J. Weall dated February 23, 2022. Defendant's request to continue the stay of this case as to Defendant C.O. Aleksandr Galuzevskiy is granted through March 23, 2022. Defendants shall inform the Court of the status of Defendant Galuzevskiy no later than that date. So Ordered. (Signed by Judge Gregory H. Woods on 2/23/2022) (js) (Entered: 02/24/2022)
02/28/2022		Minute Entry for proceedings held before Judge Gregory H. Woods: Telephone Conference held on 2/28/2022. (Court Reporter present) (wv) (Entered: 02/28/2022)
02/28/2022	<u>89</u>	ORDER terminating <u>85</u> Letter Motion to Compel. On February 28, 2022, the Court held a conference to discuss Defendants' letter motion to compel Plaintiff to provide requested discovery. For the reasons articulated on the record during that conference, Plaintiff is ordered to provide the HIPAA authorizations requested by Defendants no later than March 25, 2022, and is ordered to provide responses to Defendants' other discovery requests no later than April 11, 2022. Plaintiff is again reminded that failure to comply with his discovery obligations could result in sanctions, including the dismissal of this case. Absent any extenuating circumstances, Plaintiff should not expect further extensions of time. In addition, the deadline for the completion of fact discovery in this action is adjourned to June 17, 2022. The deadline for the completion of expert discovery is adjourned to July 27, 2022. The deadline for party proponent disclosures is extended to July 1, 2022, and the deadline for party opponent disclosures is extended to July 15, 2022. The deadline for dispositive motions is extended to August 26, 2022. The status conference scheduled for May 16, 2022 is rescheduled to August 16, 2022 at 3:00 p.m. The joint status letter described in the case management plan is due no later than August 3, 2022. The Clerk of Court is instructed to terminate the motion at Dkt. No. 85 and to mail a copy of this order to Plaintiff. SO ORDERED. (Signed by Judge Gregory H. Woods on 2/28/2022) (rro) Transmission to Docket Assistant Clerk for processing. (Entered: 02/28/2022)
02/28/2022		Set/Reset Deadlines: (Expert Discovery due by 7/27/2022., Fact Discovery due by 6/17/2022., Motions due by 8/26/2022.), Set/Reset Hearings:(Status Conference set for 8/16/2022 at 03:00 PM before Judge Gregory H. Woods.) (rro) (Entered: 02/28/2022)
03/01/2022		Mailed a copy of <u>89</u> Order on Motion to Compel to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at 15-00 Hazen Street, E. Elmhurst, NY 11370. (kh) (Entered: 03/01/2022)
03/01/2022	<u>90</u>	AFFIDAVIT OF SERVICE of discovery requests, Rule 33.2 responses, initial disclosures served on Peter Rodriguez on March 1, 2022. Service was made by Mail. Document filed by City of New York, Ferrero, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 03/01/2022)
03/23/2022	<u>91</u>	LETTER addressed to Judge Gregory H. Woods from Katherine J. Weall dated March 23, 2022 re: status update re: defendant Galuzevskiy. Document filed by City of New

		York, Ferrero, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 03/23/2022)
03/23/2022	<u>92</u>	MEMO ENDORSEMENT on re: <u>91</u> Letter filed by Temir Williams, Ferrero, Moise, City of New York, Gibson. ENDORSEMENT: The Court understands that Corporation Counsel for the City of New York plans to represent C.O. Galuzevskiy. If Defendants' counsel has not entered a notice of appearance for C.O. Galuzevskiy by April 27, 2022, Defendants are ordered to submit a status update informing the Court of their efforts to communicate with C.O. Galuzevskiy by that date. The Clerk of Court is instructed to send a copy of this order to Plaintiff by certified mail. (Signed by Judge Gregory H. Woods on 3/23/2022) (rro) Transmission to Docket Assistant Clerk for processing. (Entered: 03/23/2022)
03/24/2022		Mailed a copy of <u>92</u> Memo Endorsement to to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090 at 15-00 Hazen Street, E. Elmhurst, NY 11370 by Certified Mail # 7019 1120 0000 8895 2458 with Return Receipt Requested. (kh) (Entered: 03/24/2022)
04/07/2022	<u>93</u>	TRANSCRIPT of Proceedings re: CONFERENCE held on 2/28/2022 before Judge Gregory H. Woods. Court Reporter/Transcriber: Sadie Herbert, (212) 805-0310. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 4/28/2022. Redacted Transcript Deadline set for 5/9/2022. Release of Transcript Restriction set for 7/6/2022..(Moya, Goretti) (Entered: 04/07/2022)
04/07/2022	<u>94</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a CONFERENCE proceeding held on 2/28/22 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days....(Moya, Goretti) (Entered: 04/07/2022)
04/26/2022	<u>95</u>	ANSWER to <u>30</u> Amended Complaint, with JURY DEMAND. Document filed by City of New York, Ferrero, ESU Officer Galuezvskiy, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 04/26/2022)
04/26/2022	<u>96</u>	AFFIDAVIT OF SERVICE of Answer served on Peter Rodriguez on April 26, 2022. Service was made by Mail. Document filed by City of New York, Ferrero, ESU Officer Galuezvskiy, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 04/26/2022)
04/27/2022	<u>97</u>	LETTER MOTION to Compel Peter Rodriguez to provide medical releases addressed to Judge Gregory H. Woods from Katherine J. Weall dated April 27, 2022. Document filed by City of New York, Ferrero, ESU Officer Galuezvskiy, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 04/27/2022)
04/27/2022	<u>98</u>	ORDER: The Court has received Defendants' April 27, 2022 motion to compel. The Court will hold a teleconference to discuss that motion on May 4, 2022 at 3:00 p.m. IT IS ORDERED that the Warden or other official in charge of the Rikers Island North Infirmary Command produce Peter Rodriguez, NYSID No. 09839298P and B&C No. 491603090, on May 4, 2022, no later than 3:00 p.m., to a suitable location within the North Infirmary Command that is equipped with a telephone, for the purpose of

		participating by telephone in a conference with the Court and defense counsel. If this time and date presents an inconvenience, the Warden or the Warden's designee should promptly inform Chambers by calling the Courtroom Deputy at (212) 805-0296. Defense counsel must: (1) send this order to the Warden immediately; (2) contact the correctional facility identified above to determine the telephone number at which the plaintiff will be reachable at the time and date of the conference; and (3) telephone the Court with the plaintiff on the line at the time and date of the conference. The parties are directed to use the Court's designated conference line at (888) 557-8511, and enter Access Code 747-0200, followed by the pound (#) key. The Clerk of Court is further directed to mail a copy of this order to Plaintiff. SO ORDERED. (Telephone Conference set for 5/4/2022 at 03:00 PM before Judge Gregory H. Woods.) (Signed by Judge Gregory H. Woods on 4/27/2022) (rro) (Entered: 04/28/2022)
04/29/2022		MAILING RECEIPT: Document No: 98. Mailed to: Peter Rodriguez NYSID:09839298P B&C No. 3491603090 15-00 Hazen Street E. Elmhurst, NY 11370. (dsh) (Entered: 04/29/2022)
05/04/2022	<u>99</u>	LETTER MOTION to Adjourn Conference addressed to Judge Gregory H. Woods from Katherine J. Weall dated May 4, 2022. Document filed by City of New York, Ferrero, ESU Officer Galuezvskiy, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 05/04/2022)
05/04/2022	<u>100</u>	ORDER granting <u>99</u> Letter Motion to Adjourn Conference. The Court has received Defendants' May 4, 2022 letter requesting to adjourn the conference currently scheduled for May 4, 2022 due to Plaintiff's unavailability because of an in-person court appearance. Dkt. No. 99. That request is granted. The conference is adjourned to May 11, 2022 at 2:00 p.m. IT IS ORDERED that the Warden or other official in charge of the Rikers Island North Infirmary Command produce Peter Rodriguez, NYSID No. 09839298P and B&C No. 3491603090, on May 11, 2022, no later than 2:00 p.m., to a suitable location within the North Infirmary Command that is equipped with a telephone, for the purpose of participating by telephone in a conference with the Court and defense counsel. If this time and date presents an inconvenience, the Warden or the Warden's designee should promptly inform Chambers by calling the Courtroom Deputy at (212) 805-0296. Defense counsel must: (1) send this order to the Warden immediately; (2) contact the correctional facility identified above to determine the telephone number at which the plaintiff will be reachable at the time and date of the conference; and (3) telephone the Court with the plaintiff on the line at the time and date of the conference. The parties are directed to use the Court's designated conference line at (888) 557-8511, and enter Access Code 747-0200, followed by the pound (#) key. The Clerk of Court is directed to mail a copy of this order to Plaintiff and terminate the motion at Dkt. No. 99. Telephone Conference set for 5/11/2022 at 02:00 PM before Judge Gregory H. Woods.. (Signed by Judge Gregory H. Woods on 5/4/2022) (rro) (Entered: 05/04/2022)
05/05/2022		MAILING RECEIPT: Document No: 100. Mailed to: Peter Rodriguez NYSID:09839298P B&C No. 3491603090 15-00 Hazen Street E. Elmhurst, NY 11370. (kh) (Entered: 05/05/2022)
05/11/2022	<u>101</u>	ORDER: Accordingly, it is ordered that the Warden or other official in charge of the Rikers Island North Infirmary Command to produce Peter Rodriguez, 09839298P, on May 20, 2022 no later than 2:00 p.m., to a suitable location within the Rikers Island North Infirmary Command that is equipped with a telephone, for the purpose of participating by telephone in a conference with the Court and defense counsel. If this

		time and date presents an inconvenience, the Warden or the Warden's designee should promptly inform Chambers by calling the Courtroom Deputy at (212) 805-0296. Defense counsel must: (1) send this order to the Warden immediately; (2) contact the correctional facility identified above to determine the telephone number at which the plaintiff will be reachable at the time and date of the conference; and (3) telephone the Court with the plaintiff on the line at the time and date of the conference. The parties are directed to the Court's Emergency Rules in Light of COVID-19, which are available on the Court's website, for the dial-in number and other relevant instructions. The parties are specifically directed to comply with Rule 2(C) of the Court's Emergency Rules. The Clerk of Court is directed to mail a copy of this order to Plaintiff. SO ORDERED. (Telephone Conference set for 5/20/2022 at 02:00 PM before Judge Gregory H. Woods.) (Signed by Judge Gregory H. Woods on 5/11/2022) (va) (Entered: 05/12/2022)
05/13/2022		MAILING RECEIPT: Document No: 101. Mailed to: Peter Rodriguez NYSID:09839298P B&C No. 3491603090 15-00 Hazen Street E. Elmhurst, NY 11370. (dsh) (Entered: 05/13/2022)
05/20/2022		Minute Entry for proceedings held before Judge Gregory H. Woods: Telephone Conference held on 5/20/2022. (Court Reporter present) (wv) (Entered: 05/20/2022)
05/20/2022	<u>102</u>	ORDER: granting <u>97</u> Letter Motion to Compel. On May 20, 2022, the Court held a conference to discuss Defendants' April 27, 2022 motion to compel production. For the reasons articulated on the record during that conference, fact discovery in this case extended for the following limited purposes; (1) Plaintiff is ordered to mail to Defendants his fully executed and signed medical releases no later than May 27, 2022; (2) Defendants are ordered to provide any outstanding discovery to Plaintiff no later than June 20, 2022; (3) the deadline for Defendants to receive Plaintiff's medical information and depose Plaintiff is extended to August 15, 2022. In addition, the deadline for the completion of expert discovery is extended to September 29, 2022. The deadline for party proponent disclosures is extended to August 15, 2022, and the deadline for party opponent disclosures is extended to August 29, 2022. The deadline for dispositive motions is extended to October 31, 2022. The status conference scheduled for May 16, 2022 is rescheduled to November 14, 2022 at 3:00 p.m. The joint status letter described in the June 23, 2021 case management plan is due no later than November 6, 2022. The remaining deadlines in the Court's February 28, 2022 order remain in effect. The Clerk of Court is directed to mail a copy of this order to Plaintiff via certified mail and terminate the motion at Dkt. No. 97. SO ORDERED. (Signed by Judge Gregory H. Woods on 5/20/2022) (ama) (Entered: 05/20/2022)
05/20/2022		Set/Reset Deadlines: (Expert Discovery due by 9/29/2022., Motions due by 10/31/2022.), Set/Reset Hearings:(Status Conference set for 11/14/2022 at 03:00 PM before Judge Gregory H. Woods.) (ama) (Entered: 05/20/2022)
05/20/2022		Set/Reset Deadlines: Deposition due by 8/15/2022. (ama) (Entered: 05/24/2022)
05/23/2022		Mailed a copy of <u>102</u> Order on Motion to Compel, to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090, 15-00 Hazen Street, E. Elmhurst, NY 11370 by Certified Mail # 7019 1120 0000 8895 2564 with Return Receipt Requested. (dsh) (Entered: 05/23/2022)
06/07/2022	<u>103</u>	LETTER MOTION for Extension of Time to Complete Discovery <i>to dismiss for failure to prosecute or, in the alternative, for extension of time to complete discovery</i>

		addressed to Judge Gregory H. Woods from Katherine J. Weall dated June 7, 2022. Document filed by City of New York, Ferrero, ESU Officer Galuezvskiy, Gibson, Moise, Temir Williams. (Attachments: # <u>1</u> Exhibit A).(Weall, Katherine) (Entered: 06/07/2022)
06/07/2022	<u>104</u>	ORDER granting in part and denying in part <u>103</u> Letter Motion for Extension of Time to Complete Discovery. Application granted in part and denied in part. The Court declines to dismiss this case at this time, and that request is denied. However, the Court will grant Defendants' request for an extension of the discovery schedule. The deadlines for Defendants to depose Plaintiff and produce surveillance video to Plaintiff are adjourned to October 14, 2022. The remaining deadlines in the Court's February 28, 2022 and May 20, 2022 orders remain in place. In addition, the Court understands that Plaintiff has been transferred to a state detention facility. Accordingly, Plaintiff is ordered to update his contact information as soon as is practicable, and in no event later than July 1, 2022. Plaintiff is also ordered to comply with the Court's previous discovery orders as soon as is practicable, and in no event later than July 1, 2022. Failure to do so could result in the imposition of sanctions, including the dismissal of this case. The Clerk of Court is ordered to send a copy of this order to Plaintiff via certified mail. Deposition due by 10/14/2022.. (Signed by Judge Gregory H. Woods on 6/7/2022) (rro) (Entered: 06/08/2022)
06/09/2022		Mailed a copy of <u>104</u> Order on Motion for Extension of Time to Complete Discovery, to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090, 15-00 Hazen Street, E. Elmhurst, NY 11370 by Certified Mail # 7019 1120 0000 8894 9755 with Return Receipt Requested. (dsh) (Entered: 06/09/2022)
06/14/2022	<u>105</u>	PRO SE MEMORANDUM, dated 6/2/22 re: CHANGE OF ADDRESS for Peter Rodriguez. New Address: #22B2287, Elmira C.F., P.O. Box 500, Elmira, New York, 14902. (sc) (Entered: 06/14/2022)
06/14/2022	<u>106</u>	AFFIRMATION OF SERVICE of Medical Records, served on Katherine Weall, Mary Sherwood, New York City Law Dept. on 6/6/22. Service was made by Mail. Document filed by Peter Rodriguez. (sc) (Entered: 06/14/2022)
06/28/2022	<u>107</u>	TRANSCRIPT of Proceedings re: CONFERENCE held on 5/20/2022 before Judge Gregory H. Woods. Court Reporter/Transcriber: Sadie Herbert, (212) 805-0310. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 7/19/2022. Redacted Transcript Deadline set for 7/29/2022. Release of Transcript Restriction set for 9/26/2022..(McGuirk, Kelly) (Entered: 06/28/2022)
06/28/2022	<u>108</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a CONFERENCE proceeding held on 5/20/2022 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 06/28/2022)
06/28/2022	<u>109</u>	LETTER from P. Rodriguez, dated 6/21/22 re: I am requesting the following documents which are attached to this letter to be placed on the docket: Plaintiff's Request for Admissions with multiple exhibits; Plaintiff's Request for Production of

		Documents(as indicated). Document filed by Peter Rodriguez.(sc) (Entered: 06/29/2022)
06/30/2022		Received returned mail re: Mail Order by Certified Mail, 104 Order on Motion for Extension of Time to Complete Discovery. Mail was addressed to Peter Rodriguez, NYSID: 09839298P, B&C No. 3491603090, 15-00 Hazen Street, E. Elmhurst, NY 11370 and was returned for the following reason(s): Return To Sender. (ta) (Entered: 06/30/2022)
07/11/2022	<u>110</u>	LETTER from P. Rodriguez, dated 7/6/22 re: I am writing this letter to request docket sheets as well as four Notice of Change of Address forms etc.. Document filed by Peter Rodriguez.(sc) (Entered: 07/12/2022)
07/11/2022		Request for Copies of updated Docket Sheet Received: Re (51 in 1:21-cv-01810-JGK, 110 in 1:20-cv-09840-GHW, 84 in 1:20-cv-11045-GBD-SDA, 50 in 1:21-cv-01384-GHW) Letter. Request for Docket Report, Motion Form, Change of Address forms, Motion forms(for summary judgment) from P. Rodriguez received on 7/11/22. Transmission to Pro Se Assistants for processing. (sc) (Entered: 07/12/2022)
07/14/2022		Request for Copies/Transcripts/Docket Sheet Processed: Mailed copy of Docket Sheet, 4 Change of Address Forms to Peter Rodriguez #22B2287 Elmira C.F. P.O. Box 500 Elmira, NY 14902 on 7/14/2022. (aan) (Entered: 07/14/2022)
07/21/2022	<u>111</u>	LETTER from P. Rodriguez, dated 7/17/22 re: I am requesting an updated docket sheet of all of the matters mentioned above(as indicated) as well as information on how to submit a "summary judgment." Document filed by Peter Rodriguez, Peter Rodriguez, Peter Rodriguez.(sc) (Entered: 07/22/2022)
08/01/2022	<u>112</u>	LETTER from P. Rodriguez dated 7/11/22 re: I am writing this letter to request the Court to compel the defendants to provide the plaintiff with the Request for Production of Documents on 6/21/22(see Doc. #109). Document filed by Peter Rodriguez.(sc) (Entered: 08/01/2022)
08/02/2022	<u>113</u>	LETTER MOTION to Compel <i>in opposition to plaintiff's motion to compel discovery</i> addressed to Judge Gregory H. Woods from Katherine J. Weall dated August 2, 2022. Document filed by City of New York, Ferrero, ESU Officer Galuevskiy, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 08/02/2022)
08/02/2022	<u>114</u>	AFFIDAVIT OF SERVICE of Opposition to motion to compel served on Peter Rodriguez on August 2, 2022. Service was made by Mail. Document filed by City of New York, Ferrero, ESU Officer Galuevskiy, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 08/02/2022)
08/03/2022	<u>115</u>	ORDER: The Court has received Defendants' August 2, 2022 motion to compel. Dkt. No. 113. The Court will hold a teleconference to discuss that motion August 9, 2022 at 4:00 p.m. IT IS ORDERED that the Warden or other official in charge of the Elmira Correctional Facility produce Peter Rodriguez, NYSID No. 09839298P and B&C No. 22B2287, on August 9, 2022, no later than 4:00 p.m., to a suitable location within the Elmira Correctional Facility that is equipped with a telephone, for the purpose of participating by telephone in a conference with the Court and defense counsel. If this time and date presents an inconvenience, the Warden or the Warden's designee should promptly inform Chambers by calling the Courtroom Deputy at (212) 805-0296. Defense counsel must: (1) send this order to the Warden immediately; (2) contact the correctional facility identified above to determine the telephone number at which the

		plaintiff will be reachable at the time and date of the conference; and (3) telephone the Court with the plaintiff on the line at the time and date of the conference. The parties are directed to use the Court's designated conference line at (888) 557-8511, and enter Access Code 747-0200, followed by the pound (#) key. The Clerk of Court is further directed to mail a copy of this order to Plaintiff. SO ORDERED. (Signed by Judge Gregory H. Woods on 8/3/2022) (Telephone Conference set for 8/9/2022 at 04:00 PM before Judge Gregory H. Woods.) (ks) (Entered: 08/03/2022)
08/03/2022	<u>116</u>	LETTER MOTION to Adjourn Conference addressed to Judge Gregory H. Woods from Katherine J. Weall dated August 3, 2022. Document filed by City of New York, Ferrero, ESU Officer Galuevskiy, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 08/03/2022)
08/04/2022		MAILING RECEIPT: Document No: 115. Mailed to: Peter Rodriguez #22B2287 P.O. Box 500 Elmira, NY 14902. (dsh) (Entered: 08/04/2022)
08/05/2022	<u>117</u>	ORDER: granting <u>116</u> Letter Motion to Adjourn Conference. Defendants' August 3, 2022 request to adjourn the conference currently scheduled for August 9, 2022, Dkt. No. 115, is granted. That conferences is adjourned to August 17, 2022 at 2:00 p.m. IT IS ORDERED that the Warden or other official in charge of the Elmira Correctional Facility produce Peter Rodriguez, NYSID No. 09839298P and B&C No. 22B2287, on August 17, 2022, no later than 2:00 p.m., to a suitable location within the Elmira Correctional Facility that is equipped with a telephone, for the purpose of participating by telephone in a conference with the Court and defense counsel. If this time and date presents an inconvenience, the Warden or the Warden's designee should promptly inform Chambers by calling the Courtroom Deputy at (212) 805-0296. Defense counsel must: (1) send this order to the Warden immediately; (2) contact the correctional facility identified above to determine the telephone number at which the plaintiff will be reachable at the time and date of the conference; and (3) telephone the Court with the plaintiff on the line at the time and date of the conference. The parties are directed to use the Court's designated conference line at (888) 557-8511, and enter Access Code 747-0200, followed by the pound (#) key. The Clerk of Court is directed to terminate the motion at Dkt. No. 116 and to mail a copy of this order to Plaintiff. SO ORDERED. Telephone Conference set for 8/17/2022 at 02:00 PM before Judge Gregory H. Woods. (Signed by Judge Gregory H. Woods on 8/05/2022) (ama) (Entered: 08/05/2022)
08/08/2022		MAILING RECEIPT: Document No: 117. Mailed to: Peter Rodriguez #22B2287 P.O. Box 500 Elmira, NY 14902. (kh) (Entered: 08/08/2022)
08/17/2022		Minute Entry for proceedings held before Judge Gregory H. Woods: Telephone Conference held on 8/17/2022. (Court Reporter present) (wv) (Entered: 08/17/2022)
08/17/2022	<u>118</u>	ORDER granting <u>113</u> Motion to Compel. On August 17, 2022, the Court held a conference to discuss Plaintiff's July 11, 2022 request to partially reopen discovery. For the reasons articulated on the record during that conference, Plaintiff's request is granted. The deadline for Defendants to respond to the discovery requests at Dkt. No. 109 is September 16, 2022. To the extent the Court has previously set a deadline for Defendant's production of specific materials that may also be responsive to the discovery requests at Dkt. No. 109, the previously established deadline controls. The Clerk of Court is directed to terminate the motion at Dkt. No. 113. The Clerk of Court is further directed to mail a copy of this order to Plaintiff. SO ORDERED.. (Signed by Judge Gregory H. Woods on 8/17/2022) (ks) (Entered: 08/17/2022)

08/18/2022		MAILING RECEIPT: Document No: 118. Mailed to: Peter Rodriguez #22B2287 P.O. Box 500 Elmira, NY 14902. (dsh) (Entered: 08/18/2022)
08/29/2022	<u>119</u>	PROPOSED ORDER. Document filed by City of New York, Ferrero, ESU Officer Galuezvskiy, Gibson, Moise, Temir Williams. (Attachments: # <u>1</u> Text of Proposed Order Text of proposed order).(Weall, Katherine) Proposed Order to be reviewed by Clerk's Office staff. (Entered: 08/29/2022)
08/30/2022		***NOTICE TO COURT REGARDING PROPOSED ORDER. Document No. <u>119</u> Proposed Order, was reviewed and approved as to form. (nb) (Entered: 08/30/2022)
08/30/2022	<u>120</u>	ORDER: IT IS HEREBY ORDERED: (1) that the Warden or other official in charge at Attica Correctional Facility produce incarcerated person Peter Rodriguez (DIN: 22B2287) for the taking of his deposition by video teleconferencing on September 14, 2022 commencing at 10 a.m., and for so long thereafter as the deposition continues; (2) Plaintiff Peter Rodriguez (DIN: 22B2287) appear in such place as designated by the Warden or other official in charge of the Attica Correctional Facility so that his deposition may be taken; and (3) that also present at the deposition will be a court reporter to be designated by Defendants as well as the attorney for Defendants. The Clerk of Court is directed to mail a copy of this order to Plaintiff. SO ORDERED., (Deposition due by 9/14/2022.) (Signed by Judge Gregory H. Woods on 8/30/2022) (ama) (Entered: 08/31/2022)
09/01/2022		MAILING RECEIPT: Document No: 120. Mailed to: Peter Rodriguez #22B2287 P.O. Box 500 Elmira, NY 14902. (dsh) (Entered: 09/01/2022)
09/01/2022		Mailed a copy of <u>120</u> Order, Set Deadlines/Hearings, to Peter Rodriguez #22B2287 Attica Correctional Facility 639 Exchange St Attica, NY 14011-0149. Attachment: Notice of Change of Address Form.(dsh) (Entered: 09/01/2022)
09/01/2022	<u>121</u>	PRO SE MEMORANDUM, dated 8/27/22 re: CHANGE OF ADDRESS for Peter Rodriguez. New Address: #22B2287, Attica C.F., 639 Exchange St., P.O. Box 149, Attica, New York, 1401100149. (sc) (Entered: 09/01/2022)
09/16/2022	<u>122</u>	AFFIDAVIT OF SERVICE of Responses to discovery requests, second supplemental disclosures served on Peter Rodriguez on September 16, 2022. Service was made by Mail. Document filed by City of New York, Ferrero, ESU Officer Galuezvskiy, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 09/16/2022)
09/26/2022	<u>123</u>	TRANSCRIPT of Proceedings re: CONFERENCE held on 8/17/2022 before Judge Gregory H. Woods. Court Reporter/Transcriber: Khristine Sellin, (212) 805-0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 10/17/2022. Redacted Transcript Deadline set for 10/27/2022. Release of Transcript Restriction set for 12/27/2022..(McGuirk, Kelly) (Entered: 09/26/2022)
09/26/2022	<u>124</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a CONFERNECE proceeding held on 8/17/2022 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely

		electronically available to the public without redaction after 90 calendar days.... (McGuirk, Kelly) (Entered: 09/26/2022)
09/26/2022	<u>125</u>	AFFIDAVIT OF SERVICE of Transcripts served on Peter Rodriguez on September 26, 2022. Service was made by Mail. Document filed by City of New York, Ferrero, ESU Officer Galuevskiy, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 09/26/2022)
10/11/2022	<u>127</u>	LETTER addressed to Judge Gregory H. Woods from P. Rodriguez, dated 9/15/22 re: I am writing this letter to request from the Court that it compel the defendants to give proper and correct admissions to the plaintiff. Although the defendants did comply with the Court's Order to answer the plaintiff's Requests for Admissions, they did so by failing to admit by stating that almost all of Plaintiff's Requests for Admissions were "vague" and "ambiguous" etc. Document filed by Peter Rodriguez.(sc) (Entered: 10/13/2022)
10/13/2022	<u>126</u>	LETTER MOTION for Extension of Time to Complete Discovery <i>due to unknown whereabouts of plaintiff</i> addressed to Judge Gregory H. Woods from Katherine J. Weall dated October 13, 2022. Document filed by City of New York, Ferrero, ESU Officer Galuevskiy, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 10/13/2022)
10/13/2022	<u>128</u>	ORDER granting <u>126</u> Letter Motion for Extension of Time to Complete Discovery. Application granted. The deadline for Defendants to produce the surveillance video and other supplementary discovery material to Plaintiff is extended to October 28, 2022. The Clerk of Court is respectfully directed to terminate the motion pending at Dkt. No. 126. SO ORDERED. (Signed by Judge Gregory H. Woods on 10/13/2022) (va) (Entered: 10/14/2022)
10/14/2022	<u>129</u>	LETTER addressed to Judge Gregory H. Woods from Katherine J. Weall dated October 14, 2022 re: in response to plaintiff's letter at ECF 127. Document filed by City of New York, Ferrero, ESU Officer Galuevskiy, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 10/14/2022)
10/17/2022		MAILING RECEIPT: Document No: 128. Mailed to: Peter Rodriguez #22B2287 P.O. Box 149 639 Exchange Street Attica, NY 14011. (kh) (Entered: 10/17/2022)
10/17/2022	<u>130</u>	ORDER. Defendants are directed to file the relevant requests for admission and responses no later than October 20, 2022. The Clerk of Court is directed to mail a copy of this order to Plaintiff. SO ORDERED. (Signed by Judge Gregory H. Woods on 10/17/22) (yv) (Entered: 10/18/2022)
10/19/2022		MAILING RECEIPT: Document No: 130. Mailed to: Peter Rodriguez #22B2287 P.O. Box 149 639 Exchange Street Attica, NY 14011. (kh) (Entered: 10/19/2022)
10/20/2022	<u>131</u>	LETTER addressed to Judge Gregory H. Woods from Katherine J. Weall dated October 20, 2022 re: in response to the Court's Order of 10.17.22. Document filed by City of New York, Ferrero, ESU Officer Galuevskiy, Gibson, Moise, Temir Williams. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B).(Weall, Katherine) (Entered: 10/20/2022)
10/21/2022	<u>132</u>	ORDER: Upon review, the Court finds that Defendants' responses to Plaintiff's requests for admission comply with the Federal Rules of Civil Procedure. While Defendants interposed objections, they have properly responded to all of the requests for admission. Accordingly, Plaintiff's request is denied. The Clerk of Court is directed

		to mail a copy of this order to Plaintiff. (Signed by Judge Gregory H. Woods on 10/21/2022) (ate) (Entered: 10/21/2022)
10/24/2022		MAILING RECEIPT: Document No: 132. Mailed to: Peter Rodriguez #22B2287 P.O. Box 149 639 Exchange Street Attica, NY 14011. (dsh) (Entered: 10/24/2022)
10/26/2022	<u>133</u>	AFFIDAVIT OF SERVICE of Supplemental disclosures, video served on Peter Rodriguez on October 26, 2022. Service was made by Mail. Document filed by City of New York, Ferrero, ESU Officer Galuezvskiy, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 10/26/2022)
10/31/2022	<u>134</u>	LETTER MOTION for Conference <i>requesting pre-motion conference</i> addressed to Judge Gregory H. Woods from Katherine J. Weall dated October 31, 2022. Document filed by City of New York, Ferrero, ESU Officer Galuezvskiy, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 10/31/2022)
10/31/2022	<u>135</u>	AFFIDAVIT OF SERVICE of Pre-motion conference letter served on Peter Rodriguez on October 31, 2022. Service was made by Mail. Document filed by City of New York, Ferrero, ESU Officer Galuezvskiy, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 10/31/2022)
10/31/2022	<u>136</u>	LETTER from P. Rodriguez dated 10/19/22 re: I write this letter to inform the Court of my change of address as follows: DIN#22B2287, Five Points Correctional Facility, Caller Box 400, State Rt 96, Romulus, NY 14541. Document filed by Peter Rodriguez, Peter Rodriguez, Peter Rodriguez.(sc) (Entered: 10/31/2022)
10/31/2022	<u>137</u>	ORDER granting <u>134</u> Letter Motion for Conference re: <u>134</u> LETTER MOTION for Conference <i>requesting pre-motion conference</i> addressed to Judge Gregory H. Woods from Katherine J. Weall dated October 31, 2022. Defendants' request for a pre-motion conference is granted. The Court will hold a teleconference regarding Defendants' proposed motion for summary judgment on November 14, 2022 at 3:00 p.m. The parties are directed to the Court's Emergency Rules in Light of COVID-19, which are available on the Court's website, for the dial-in number and other relevant instructions. The parties are specifically directed to comply with Rule 2(C) of the Court's Emergency Rules. The Clerk of Court is directed to mail a copy of this order to Plaintiff Telephone Conference set for 11/14/2022 at 03:00 PM before Judge Gregory H. Woods.. (Signed by Judge Gregory H. Woods on 10/31/2022) (rro) Modified on 11/16/2022 (rro). (Entered: 11/01/2022)
11/02/2022		MAILING RECEIPT: Document No: 137. Mailed to: Peter Rodriguez #22B2287 Call Box 400 State Rt. 96 Romulus, NY 14541. (kh) (Entered: 11/02/2022)
11/07/2022	<u>138</u>	LETTER addressed to Judge Gregory H. Woods from Katherine J. Weall dated November 7, 2022 re: status update per case management plan. Document filed by City of New York, Ferrero, ESU Officer Galuezvskiy, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 11/07/2022)
11/07/2022	<u>139</u>	AFFIDAVIT OF SERVICE of Letter served on Peter Rodriguez on November 7, 2022. Service was made by Mail. Document filed by City of New York, Ferrero, ESU Officer Galuezvskiy, Gibson, Moise, Temir Williams..(Weall, Katherine) (Entered: 11/07/2022)
11/10/2022	<u>140</u>	ORDER: The Court will hold a teleconference on November 14, 2022 at 3:00 p.m. to discuss Defendants' proposed motion for summary judgment (Dkt. No. 134). Accordingly, it is ordered that the Warden or other official in charge of the Five Points

		Correctional Facility to produce Peter Rodriguez, #22B2287, on November 14, 2022 no later than 3:00 p.m., to a suitable location within the Five Points Correctional Facility that is equipped with a telephone, for the purpose of participating by telephone in a conference with the Court and defense counsel. If this time and date presents an inconvenience, the Warden or the Warden's designee should promptly inform Chambers by calling the Courtroom Deputy at (212) 805-0296. Defense counsel must: (1) send this order to the Warden immediately; (2) contact the correctional facility identified above to determine the telephone number at which the plaintiff will be reachable at the time and date of the conference; and (3) telephone the Court with the plaintiff on the line at the time and date of the conference. The parties are directed to the Court's Emergency Rules in Light of COVID-19, which are available on the Court's website, for the dial-in number and other relevant instructions. The parties are specifically directed to comply with Rule 2(C) of the Court's Emergency Rules The Clerk of Court is directed to mail a copy of this order to Plaintiff. (Telephone Conference set for 11/14/2022 at 03:00 PM before Judge Gregory H. Woods.) (Signed by Judge Gregory H. Woods on 11/10/2022) (rro) (Entered: 11/10/2022)
11/10/2022		MAILING RECEIPT: Document No: 140. Mailed to: Peter Rodriguez #22B2287 Call Box 400 State Rt. 96 Romulus, NY 14541. (dsh) (Entered: 11/10/2022)
11/10/2022		Received returned mail re: <u>130</u> Order. Mail was addressed to Peter Rodriguez, #22B2287, P.O. Box 149, Attica Correctional Facility, 639 Exchange Street, Attica, NY 14011 and was returned for the following reason(s): RETURN TO SENDER, UNABLE TO FORWARD, UNABLE TO FORWARD, RETURN TO SENDER, Inmate Not Here. (vn) (Entered: 11/14/2022)
11/14/2022		Minute Entry for proceedings held before Judge Gregory H. Woods: Telephone Conference held on 11/14/2022. (Court Reporter present) (wv) (Entered: 11/14/2022)
11/14/2022	<u>141</u>	ORDER: Peter Rodriguez, an inmate at Five Points Correctional Facility, #22B2287, is a litigant in the above-captioned case. The Court expects that Mr. Rodriguez has or will receive from counsel for Defendants electronic files containing videos, which are evidence in this case. In order to allow Mr. Rodriguez to fully litigate this matter, this Court respectfully requests that the Warden or other official in charge of the Five Points Correctional Facility provide the appropriate accommodations to allow Mr. Rodriguez to view that evidence no later than December 14, 2022. The Clerk of Court is directed to mail a copy of this order to Plaintiff. SO ORDERED. (Signed by Judge Gregory H. Woods on 11/14/2022) (ama) (Entered: 11/15/2022)
11/14/2022	<u>142</u>	ORDER: For the reasons stated on the record during the hearing held on November 14, 2022, Defendants' motion for summary judgment is due no later than December 30, 2022. Plaintiff's opposition is due no later than sixty days following the date of service of Defendants' motion for summary judgment. Defendants' reply, if any, is due no later than fourteen days following the date of service of Plaintiff's opposition. The Clerk of Court is directed to mail a copy of this order to Plaintiff. SO ORDERED., (Motions due by 12/30/2022.) (Signed by Judge Gregory H. Woods on 11/14/2022) (ama) (Entered: 11/15/2022)
11/15/2022		MAILING RECEIPT: Document No: 141-142. Mailed to: Peter Rodriguez #22B2287 Call Box 400 State Rt. 96 Romulus, NY 14541. (dsh) (Entered: 11/15/2022)

11/15/2022	Re-mailed a copy of <u>130</u> Order to Peter Rodriguez, #22B2287 at Five Points C.F., Call Box 400, State Rt. 96, Romulus, NY 14541. (kh) (Entered: 11/15/2022)
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